

DEPARTMENT OF INSURANCE**Legal Division, Corporate Affairs Bureau**45 Fremont Street, 24th Floor
San Francisco, CA 94105**NOTICE**

Date: June 16, 2017

To: All Licensees and Other Interested Persons

Subject: Bond of Surplus Line Broker

The Department of Justice at the request of the California Department of Insurance has adopted section 50.14 to Title 11 of the Code of Regulations Article 19 promulgating a revised bond of surplus line broker effective upon filing with the California Secretary of State on May 18, 2017. This bond form is effective for immediate use.

A copy of the Notice of Filing and Printing Only, Notice of Publication of Regulations Submission Form 400 and bond form are with this notice, posted on the Department of Insurance Website.

If you have any question regarding this bond form, please contact Jill Jacobi at (415) 538-4426 or at Jill.Jacobi@insurance.ca.gov.

**State of California
Office of Administrative Law**

In re:
Department of Justice

Regulatory Action:

Title 11, California Code of Regulations

Adopt sections:

Amend sections: 50.14

Repeal sections:

NOTICE OF FILING AND PRINTING ONLY

Government Code Section 11343.8

OAL Matter Number: 2017-0424-09

OAL Matter Type: File and Print Only (FP)

This action submitted by the Department of Justice is a request to file and print the approved revised surety bond form of the Department of Insurance, "Bond of Surplus Line Broker" pursuant to Government Code section 11343.8.

OAL filed this regulation(s) or order(s) of repeal with the Secretary of State, and will publish the regulation(s) or order(s) of repeal in the California Code of Regulations.

Date: May 18, 2017



Kevin D. Hull
Senior Attorney

For: Debra M. Cornez
Director

Original: Xavier Becerra

Copy: Karen W. Yiu

NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-	REGULATORY ACTION NUMBER 2017-0424-09FP	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	

ENDORSED - FILED
In the office of the Secretary of State
of the State of California

MAY 18 2017

1:43 PM

2017 APR 24 P 2: 56

OFFICE OF
ADMINISTRATIVE LAW

AGENCY WITH RULEMAKING AUTHORITY
Department of Justice, for the Department of Insurance

AGENCY FILE NUMBER (If any)

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER	PUBLICATION DATE

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Department of Insurance bond form		1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)	
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)			
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)		ADOPT	
TITLE(S) 11, Div. 1, Chapter 2		AMEND Article 19, section 50.14 Bond of Surplus Line Broker	
		REPEAL	
3. TYPE OF FILING			
<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input checked="" type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input checked="" type="checkbox"/> Other (Specify) Revision of surety bond form	
4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)			
5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)			
<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input checked="" type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify)
6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY			
<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal	
<input type="checkbox"/> Other (Specify)			
7. CONTACT PERSON Karen W. Yiu		TELEPHONE NUMBER 510-879-1245	FAX NUMBER (Optional) E-MAIL ADDRESS (Optional)

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE

DATE

TYPED NAME AND TITLE OF SIGNATORY

Karen W. Yiu, Deputy Attorney General

April 20, 2017

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

MAY 18 2017

Office of Administrative Law

State of California

Department of Insurance

Bond of Surplus Line Broker

Form 447-31 (Rev. 4/2017)

California Code of Regulations Title 11 section 50.14

Producer Licensing Bureau
P.O. Box 1139
Sacramento, CA 95817-7-1139
Information (800) 967-9331
www.insurance.ca.gov

State of California
Department of Insurance
BOND OF SURPLUS LINE BROKER
(California Insurance Code section 1765)

Bond No. _____
Premium\$ _____

WE, _____, as Principal
whose address for service is _____

Street Address

_____, an applicant for or holder of a
City State Zip Code
California surplus line broker's license, and _____

_____, an admitted surety insurer, whose address for service
is _____

Street Address

City

State

Zip Code

as Surety hereon, bind ourselves, jointly and severally, in the penal sum of FIFTY THOUSAND DOLLARS (\$50,000), to the people of the State of California, for payment of which, we bind ourselves, our heirs, executors, successors and assigns, jointly and severally, firmly by these presents.

The condition of this obligation is that if the Principal shall fully and faithfully comply with the requirements of Chapter 6, Part 2, Division 1 of the California Insurance Code and all other applicable provisions of the California Insurance Code, then this obligation shall be null and void; otherwise to remain in full force and effect.

This bond shall take effect on _____, 20 ____, but not prior to the date of its execution. If no date is here in above written, it shall take effect on the later of the two dates of execution set forth below.

This bond shall remain in force and effect until the surety is released from further liability by the Commissioner or until the bond is canceled by the surety. The surety may cancel the bond and be released of further liability hereunder by delivering 30 days' notice to the Commissioner. Such cancellation shall not affect any liability incurred or accrued hereunder prior to the termination of the 30-day period.

This bond is executed by the Surety to comply with and the bond shall be subject to the provisions of Chapter 6 (commencing with section 1760) and Article 5 (commencing with section 1662) of Chapter 5 of Part 2 of Division 1 of the California Insurance Code, and to the provisions of Chapter 2 (commencing with section 995.010) of Title 14 of Part 2 of the California Code of Civil Procedure.

The aggregate liability of the Surety hereunder on all claims whatsoever shall not exceed the penal sum of this bond in any event.

By executing this bond, Principal and Surety agree any action on this bond shall be instituted and prosecuted in the counties of the State of California, with service by U.S. mail as prescribed in the California Code of Civil Procedure sections 417.10 and 417.20 and this bond shall be governed by the laws of the State of California.

IN WITNESS WHEREOF the Principal has subscribed his/her/its true name on the date and at the place entered opposite his/her/its signature, and the Surety has subscribed its full and correct name and affixed its corporate seal on the date and at the place shown opposite its signature.

_____	_____, 20____
Principal (print or type)	Date

By _____	_____
Signature of Principal	Place where executed

_____	_____
Surety	Date

By _____	_____
Name	Date

_____	_____
Position or Title	Place where executed

By _____	_____
Name	Date

_____	_____
Position or Title	Place where executed

(Seal)

Note: For instructions as to execution by principal and surety and for form of entity acknowledgement and for form of acknowledgement by individual broker, see California Code of Regulations, title 11, section 50.20.